

DOCKET NO.: CRD0933CIP (CRDS-0058)
Application No.: 10/829,044
Office Action Dated: REQUEST FOR REFUND

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Robert Falotico, et al.

Confirmation No.: **7418**

Application No.: **10/829,044**

Group Art Unit: **3772**

Filing Date: **April 21, 2004**

Examiner: **Nguyen, Camtu Tran**

For: **DRUG/DRUG DELIVERY SYSTEMS FOR THE PREVENTION AND
TREATMENT OF VASCULAR DISEASE**

ELECTRONICALLY FILED
DATE OF DEPOSIT: October 16, 2007

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

REQUEST FOR REFUND

Applicant is hereby requesting a refund of fees previously paid for excess claims, that were subsequently canceled pursuant to the new rules.

On June 13, 2006 Application filed a Preliminary Amendment in which original claims 1 to 4 were canceled, and new claims 5 to 59 were added. Since the amended claims included numerous multiple dependent claims, fees were paid for 232 total claims and 2 independent claims. Thus, Applicant paid for an excess of 212 claims totaling \$10,600.00.

In compliance with the new claim limitation rules, Applicant filed a Supplemental Preliminary Amendment on October 4, 2007, with a substitute set of claims 60 to 68. Accounting for multiple dependencies and the new rules, this set of claims contains 2 independent claims and 24 total claims. Thus, the excess claim fees due for this claim set is \$200.00, or \$10,400.00 less than was paid previously.

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Applicant hereby requests a refund from the U.S. Patent and Trademark Office in the amount of \$10,400.00 for the excess claim fees paid for claims that have now been canceled. Please credit the refund for overpayment of the fees associated with this application to Deposit Account No. 23-3050.

Date: October 16, 2007

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